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FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 5495
INFO AMEMBASSY MOSCOW

DEPARTMENT OF STATE A/CDC/MR	
REVIEWED BY <u>MC/MA</u>	DATE <u>7.13.81</u>
RDS ☐ or XDS ☐ EXT. DATE	
TS AUTH.	REASON(S)
ENDORSE EXISTING MARKINGS ☐	
DECLASSIFIED ☐ RELEASABLE ☒	
RELEASE DENIED ☐	
PA or FOI EXEMPTIONS	
IN CRIMINAL COURT ON	

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SUBJ: APPEARANCE BY RABBI MEIR KAHANE IN CRIMINAL COURT ON
APRIL 22, 1971

1. MEIR KAHANE APPEARED BEFORE JUDGE M. MARVIN BERGER ON APRIL 22 ON CHARGE OF CRIMINAL MISCHIEF AT SOVIET MISSION. CO-DEFENDANTS WERE ABRAHAM HERSHKOWITZ AND HARRY PEARL. HERSHKOWITZ DID NOT APPEAR. HE IS IN FEDERAL HOUSE OF DETENTION ON A FEDERAL CHARGE. PEARL DID NOT APPEAR AND A BENCH WARRANT WAS ISSUED FOR HIS ARREST.

2. ATTORNEY FOR RABBI KAHANE REQUESTED POSTPONEMENT OF HEARING AND COMMENTED ON FACT THAT AT LAST HEARING ON CASE RABBI KAHANE HAD BEEN SUMMONED TO APPEAR ON JEWISH HOLIDAY AND ASKED THAT ARREST WARRANT IN CASE BE VACATED AND THAT NEW DATE FOR HEARING BE SCHEDULED FOR MAY 31.

3. DISTRICT ATTORNEY STATED PEOPLE WERE READY FOR TRIAL. COUNSEL FOR RABBI THEN MADE IMMODERATE STATEMENT. JUDGE ASKED COUNSEL TO MODERATE STATEMENT. RABBI KAHANE STATED JUDGE HAD BEHAVED IN "OUTRAGEOUS MANNER" AT LAST HEARING. JUDGE WHO ALMOST TURNED PURPLE ASKED RABBI TO APOLOGIZE. RABBI REFUSED APOLOGIZE AND JUDGE SAID IF HE DID NOT APOLOGIZE IN 5 MINUTES HE WOULD PUT HIM IN DETENTION.

4. WHEN RABBI WAS RECALLED HE SAID HE WOULD APOLOGIZE UNDER

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DURESS. JUDGE WOULD NOT ACCEPT SUCH AN APOLOGY AND SAID
EITHER RABBI APOLOGIZED OR HE WOULD GO TO JAIL. RABBI
KAHANE THEN APOLOGIZED.

5. BAIL WAS SET AT \$100.00 AND FINAL HEARING WAS FIXED
FOR MAY 7, 1971. HEARING WILL BE IN PART APAO.
FINGER

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